

ENTERED

May 06, 2022

Nathan Ochsner, Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

THOMAS HENRY	§	CIVIL ACTION NO.
ROLLE II,	§	4:22-cv-00615
(SPN #02265034)	§	
Plaintiff,	§	
	§	
	§	
vs.	§	JUDGE CHARLES ESKRIDGE
	§	
	§	
J. PRINCE, <i>et al</i> ,	§	
Defendants.	§	

MEMORANDUM ON DISMISSAL

Thomas Henry Rolle II was an inmate of the Harris County Jail when he filed his civil rights complaint under 42 USC § 1983. The Clerk entered a notice of deficient pleading on March 3, 2022. It required Rolle to pay the filing fee or submit an application to proceed *in forma pauperis* with certified inmate account information within thirty days. Dkt 4. He hasn't complied.

Under the inherent powers necessarily vested in a district court to manage its own affairs, this action is dismissed for want of prosecution. See FRCP 41(b); *Link v Wabash Railroad Co*, 370 US 626, 630–31 (1962); *Clofer v Perego*, 106 F3d 678, 679 (5th Cir 1997); James W. Moore, *et al*, 8 *Moore's Federal Practice* § 41.51(3)(b) & (e) (Matthew Bender 3d ed 2017).

Relief under Rule 60(b) of the Federal Rules of Civil Procedure will be granted upon a proper showing. See *Link*, 370 US at 635.


The civil action filed by Plaintiff Thomas Henry Rolle II is DISMISSED WITHOUT PREJUDICE for want of prosecution.

Rolle's motion to proceed *in forma pauperis* is DENIED as moot. Dkt 2.

Any other motions are DENIED AS MOOT.

SO ORDERED.

Signed on May 6, 2022, at Houston, Texas.


Hon. Charles Eskridge
United States District Judge